



Attorney Docket No.: FA/206A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Haimerl et al.

Serial No.: 09/830,818

Filed April 27, 2001

For: Sealed Shoe and Process for Its
Production

) Group Art Unit: 3728

) Examiner: M. Patterson

) I hereby certify that this correspondence is
) being deposited with the United States Postal
) Service as first class mail in an envelope
) addressed to: Commissioner of Patents,
) Washington, DC 20231 on January 10, 2003

Beverly McLennan
Beverly McLennan

January 10, 2003
(date of mailing document)

Honorable Commissioner of
Patents and Trademarks
Washington, DC 20231

LETTER OF TRANSMITTAL

Dear Sir:

We enclose the following papers for filing in the U.S. Patent and
Trademark Office in connection with the above-identified Patent Application:

1. Response to Office Action (1 page)
2. Petition for Extension of Time (1 page)

**THE COMMISSIONER IS HEREBY AUTHORIZED AND IS REQUESTED
TO CHARGE ALL FILING FEES DUE UNDER 37 C.F.R. §1.16 AND ALL
OTHER FEES DUE UNDER §1.17 DURING THE PENDENCY OF THIS
APPLICATION TO OUR DEPOSIT ACCOUNT NO. 07-1729.**

Respectfully submitted,

Kevin J. Boland

Kevin J. Boland, 36,090
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Date: January 10, 2003

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RESPONSE TO OFFICE ACTION

Dear Sirs:

In response to the Office Action mailed on November 20, 2002, applicants present the following remarks.

In the Office Action, claims 66-124 are subject to an election of species requirement. The Examiner has identified 17 separate species and has required applicants to elect a single species to which the claims shall be restricted if no generic claim is finally held to be allowable.

Applicants hereby elect to pursue species II (i.e., the shoe as shown in figure 7). Applicants submit that claims 90 and 93 are readable on the elected species.

Should the Office have any questions, the Office is invited to telephone applicants' undersigned representative.

Respectfully submitted,

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